IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 20TH NOVEMBER 2007 / 29TH KARTHIKA 1929

Crl.Rev.Pet.No. 1000 of 2002()

CRA.99/1999 of ADDL.SESSIONS COURT, KOTTAYAM
CC.725/1997 of JUDL.MAGISTRATE OF FIRST CLASS-I, KANJIRAPPALLY

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REVN. PETITIONER: PETITIONER/APPELLANT/ACCUSED

P.N.AJAYAKUMAR, S/O.NARAYANAN,
PAZHAYACHANDAYIL, CHIRAKKADAVU,
PUNKUNNAM, KOTTAYAM DISTRICT.

BY ADV. SRI.K.GOPALAKRISHNA KURUP
SRI.S.MANU

RESPONDENTS: RESPONDENT/COMPLAINANT

1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. V.J.JOY, S/O.JOSEPH,
VETTICKAL HOUSE, KAPPATTU BHAGAM,
THAMPALAKKADU KARA, KANJIRAPPALLY.

BY ADV. SRI.LIJI.J.VADAKEDOM
PUBLIC PROSECUTOR SRI.C.M. NAZAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 20/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No. 1000 of 2002

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Dated: 20-11-2007

ORDER

The accused in C.C. No. 725 of 1997 on th**e file** of the J.F.C.M-I , Kanhirappally for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 12189 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

ani.

V. RAMKUMAR, J.

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Crl.R.P. No. 1000 of 2002

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Dated: 20-11-2007

ORDER